

circumstances described in subsection (d), defrauds or endeavors to defraud, by any scheme or artifice, the inhabitants of the United States, a State, a political subdivision of a State, or Indian country of the right to have the affairs of the United States, the State, political subdivision, or Indian tribal government conducted on the basis of complete, true, and accurate material information, shall be fined under this title, imprisoned for not more than 20 years, or both.

“(d) The circumstances referred to in subsection (a), (b), and (c) are that—

“(1) for the purpose of executing or concealing such scheme or artifice or attempting to do so, the person so doing—

“(A) places in any post office or authorized depository for mail matter, any matter or thing whatever to be sent or delivered by the Postal Service, or takes or receives therefrom, any such matter or thing, or knowingly causes to be delivered by mail according to the direction thereon, or at the place at which it is directed to be delivered by the person to whom it is addressed, any such matter or thing;

“(B) transmits or causes to be transmitted by means of wire, radio, or television communication in interstate or foreign commerce any writings, signs, signals, pictures, or sounds;

“(C) transports or causes to be transported any person or thing, or induces any person to travel in or to be transported in, interstate or foreign commerce; or

“(D) in connection with intrastate, interstate, or foreign commerce, engages the use of a facility of interstate or foreign commerce;

“(2) the scheme or artifice affects or constitutes an attempt to affect in any manner or degree, or would if executed or concealed so affect, interstate or foreign commerce; or

“(3) as applied to an offense under subsection (b), an objective of the scheme or artifice is to secure the election of an official who, if elected, would have some authority over the administration of funds derived from an Act of Congress totaling \$10,000 or more during the 12-month period immediately preceding or following the election or date of the offense.

“(3) Whoever defrauds or endeavors to defraud, by any scheme or artifice, the inhabitants of the United States of the honest services of a public official or person who has been selected to be a public official shall be fined under this title, imprisoned for not more than 20 years, or both.

“(f) Whoever, being an official, public official, or person who has been selected to be a public official, directly or indirectly discharges, demotes, suspends, threatens, harasses, or in any manner discriminates against an employee or official of the United States, a State, a political subdivision of a State, or an Indian tribal government, or endeavors to do so, in order to carry out or to conceal any scheme or artifice described in this section, shall be fined under this title, imprisoned for not more than 5 years, or both.

“(g) For the purposes of this section—

“(1) the term ‘official’ includes—

“(A) any person employed by, exercising any authority derived from, or holding any position in an Indian tribal government or the government of a State or any subdivision of the executive, legislative, judicial, or other branch of government thereof, including a department, independent establishment, commission, administration, authority, board, and bureau, and a corporation or other legal entity established and subject to control by a government or governments for the execution of a governmental or intergovernmental program;

“(B) any person acting or pretending to act under color of official authority; and

“(C) any person who has been nominated, appointed, or selected to be an official or who has been officially informed that such person will be so nominated, appointed, or selected;

“(2) the terms ‘public official’ and ‘person who has been selected to be a public official’ have the meanings stated in section 201(a) and shall also include any person acting or pretending to act under color of official authority;

“(3) the term ‘State’ means a State of the United States, the District of Columbia, Puerto Rico, and any other commonwealth, territory, or possession of the United States; and

“(4) the term ‘under color of official authority’ includes any person who represents that such person controls, is an agent of, or otherwise acts on behalf of an official, a public official, or a person who has been selected to be a public official.”.

(b) TECHNICAL AMENDMENTS.—(1) The table of sections for chapter 11 of title 18, United States Code, is amended by adding at the end thereof the following item:

“226. Public corruption.”.

(2) Section 1961(1) of title 18, United States Code, is amended by inserting “section 226 (relating to public corruption),” after “section 224 (relating to sports bribery),”.

(3) Section 2516(1)(c) of title 18, United States Code, is amended by inserting “section 226 (relating to public corruption),” after “section 224 (bribery in sporting contests),”.

SEC. 202. FRAUD IN INTERSTATE COMMERCE.

(a) AMENDMENT OF TITLE 18 OF THE UNITED STATES CODE.—Section 1343 of title 18, United States Code, is amended—

(1) by striking “transmits or causes to be transmitted by means of wire, radio, or television communication in interstate or foreign commerce, any writings, signs, signals, pictures, or sounds” and inserting “in connection with intrastate, interstate, or foreign commerce, engages the use of a facility of interstate or foreign commerce”; and

(2) by inserting “or attempting to do so” after “for the purpose of executing such scheme or artifice”.

(b) TECHNICAL AMENDMENTS.—(1) The heading of section 1343 of title 18, United States Code, is amended to read as follows:

“§ 1343. Fraud by use of facility of interstate commerce”.

(2) The chapter analysis for chapter 63 of title 18, United States Code, is amended by striking the analysis for section 1343 and inserting the following:

“1343. Fraud by use of facility of interstate commerce.”.

SEC. 203. PRESERVATION OF THE EFFECT OF STATE LAW THAT PROVIDES GREATER PROTECTION AGAINST VOTE FRAUD.

In the case of any conflict between the provision of this Act and any provision of the civil or criminal law of any State, the law of the State shall prevail to the extent that such State law provides for more stringent suppression of vote fraud than this Act.

Amend the title so as to read “An Act to establish national voter registration procedures for Presidential and congressional elections, and for other purposes.”.

It was decided in the } Yeas 133
negative } Nays 290

71.16 [Roll No. 193]
AYES—133

Table with 3 columns: Name, Roll No., and Vote. Includes names like Allard, Ballenger, Bilirakis, Barrett, Biley, etc.

Table with 3 columns: Name, Roll No., and Vote. Includes names like Callahan, Hobson, Regula, Camp, Holloway, Rhodes, etc.

NOES—290

Table with 3 columns: Name, Roll No., and Vote. Includes names like Abercrombie, Dicks, Jacobs, Alexander, Dingell, James, etc.

Moran
Morella
Morrison
Mrazek
Murphy
Murtha
Nagle
Natcher
Neal (MA)
Neal (NC)
Nowak
Oakar
Oberstar
Obey
Olin
Olver
Ortiz
Orton
Owens (NY)
Oxley
Pallone
Panetta
Parker
Pastor
Patterson
Payne (NJ)
Payne (VA)
Pease
Pelosi
Penny
Perkins
Peterson (FL)
Peterson (MN)
Pickett
Pickle
Poshard
Price
Pursell
Rahall

NOT VOTING—11

Ackerman
Bonior
Broomfield
Bryant

Hefner
Hubbard
Owens (UT)
Quillen

Ray
Traxler
Wolpe

So the amendment in the nature of a substitute was not agreed to.

After some further time, The SPEAKER pro tempore, Mr. MCNULTY, assumed the Chair.

When Mr. MCDERMOTT, Chairman, pursuant to House Resolution 480, reported the bill back to the House.

The previous question having been ordered by said resolution.

The bill was ordered to be read a third time, was read a third time by title.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. MCNULTY, announced that the yeas had it.

Mr. THOMAS of California demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative	Yeas	268	Nays	153	Answered present	1		

¶71.17 [Roll No. 194] YEAS—268

Abercrombie
Alexander
Anderson
Andrews (ME)
Andrews (NJ)
Andrews (TX)
Annunzio
Anthony
Applegate
Aspin
Atkins
AuCoin
Bacchus
Beilenson

Bennett
Berman
Bilbray
Bilirakis
Blackwell
Boehkert
Borski
Boucher
Boxer
Brooks
Brown
Bruce
Bustamante
Campbell (CO)

Stenholm
Stokes
Studds
Sweet
Swift
Synar
Tallon
Tanner
Tauzin
Taylor (MS)
Taylor (NC)
Thomas (GA)
Thornton
Torres
Torrice
Towns
Traficant
Unsoeld
Upton
Valentine
Vento
Visclosky
Volkmer
Walsh
Washington
Waters
Waxman
Weiss
Wheat
Whitten
Williams
Wilson
Wise
Wyden
Yates
Yatron
Zeliff
Zimmer

NAYS—153

Allard
Allen
Archer
Army
Baker
Ballenger
Barnard
Barrett
Barton
Bateman
Bentley
Bereuter
Bevill
Bliley
Boehner
Brewster
Browder
Bunning
Burton
Byron
Callahan
Camp

Cox (IL)
Coyne
Darden
de la Garza
DeFazio
DeLauro
Delums
Derrick
Dicks
Dingell
Dixon
Dooley
Dorgan (ND)
Downey
Durbin
Dwyer
Dymally
Early
Eckart
Edwards (CA)
Edwards (TX)
Engel
English
Espy
Evans
Fascell
Fazio
Feighan
Fish
Flake
Foglietta
Ford (MI)
Ford (TN)
Frank (MA)
Frost
Gaydos
Gejdenson
Gephardt
Geren
Gibbons
Gilchrest
Gilman
Glickman
Gonzalez
Gordon
Green
Guarini
Hall (OH)
Hall (TX)
Hamilton
Hatcher
Hayes (IL)
Hayes (LA)
Hertel
Hoagland
Hochbrueckner
Hopkins
Horn
Horton
Hoyer
Huckaby
Hughes
Jacobs
Jefferson
Jenkins
Johnson (CT)
Johnson (SD)
Johnston
Jones (GA)
Jones (NC)
Jontz
Kanjorski
Kaptur
Kennedy
Kennelly
Kildee

Campbell (CA)
Clinger
Coble
Coleman (MO)
Combust
Coughlin
Cox (CA)
Cramer
Crane
Cunningham
Dannemeyer
Davis
DeLay
Dickinson
Donnelly
Doolittle
Dornan (CA)
Dreier
Duncan
Edwards (OK)
Emerson
Erdreich

Klecza
Klug
Kolter
Kopetski
Kostmayer
LaFalce
Lantos
LaRocco
Laughlin
Leach
Lehman (CA)
Lehman (FL)
Levin (MI)
Levine (CA)
Lewis (GA)
Lloyd
Long
Lowey (NY)
Luken
Machtley
Manton
Markey
Martinez
Matsui
Mavroules
Mazzoli
McCloskey
McCurdy
McDermott
McGrath
McHugh
McMillen (MD)
McNulty
Meyers
Mfume
Miller (CA)
Miller (WA)
Mineta
Mink
Moakley
Molinari
Mollohan
Montgomery
Moody
Moran
Morella
Morrison
Mrazek
Murphy
Murtha
Nagle
Natcher
Neal (MA)
Neal (NC)
Nowak
Oakar
Oberstar
Obey
Ortiz
Orton
Owens (NY)
Pallone
Panetta
Parker
Pastor
Patterson
Payne (NJ)
Payne (VA)
Pease
Pelosi
Penny
Perkins
Peterson (FL)
Peterson (MN)
Pickle

ANSWERED "PRESENT"—1

Martin

NOT VOTING—12

Ackerman
Bonior
Broomfield
Bryant

Hefner
Hubbard
Lancaster
Owens (UT)

Quillen
Ray
Traxler
Wolpe

So the bill was passed. A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶71.18 WAIVING POINTS OF ORDER AGAINST H.R. 5373

Mr. MOAKLEY, by direction of the Committee on Rules, reported (Rept. No. 102-571) the resolution (H. Res. 485) waiving certain points of order during consideration of the bill (H.R. 5373) making appropriations for energy and water development for the fiscal year ending September 30, 1993, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶71.19 PROVIDING FOR THE CONSIDERATION OF H.R. 5099

Mr. MOAKLEY, by direction of the Committee on Rules, reported (Rept. No. 102-572) the resolution (H. Res. 486) providing for the consideration of the bill (H.R. 5099) to provide for the restoration of fish and wildlife and their habitat in the Central Valley of California, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶71.20 PROVIDING FOR THE CONSIDERATION OF H.R. 3247

Mr. MOAKLEY, by direction of the Committee on Rules, reported (Rept. No. 102-573) the resolution (H. Res. 487) providing for the consideration of the bill (H.R. 3247) to establish a National Undersea Research Program within the National Oceanic and Atmospheric Administration.

When said resolution and report were referred to the House Calendar and ordered printed.